



United States Department of the Interior

BUREAU OF LAND MANAGEMENT HOUSE RANGE RESOURCE AREA

15 East 500 North
P.O. Box 778
Fillmore, Utah 84631

TAKE
PRIDE IN
AMERICA

IN REPLY REFER TO:
3800/ (U-054)
UT-054-92-21N
UT-054-92-22N

RECEIVED

September 21, 1992

Edwin Lister
P.O. Box 651
Delta, Utah 84624

SEP 24 1992

Dear Mr. Lister:

DIVISION OF
OIL GAS & MINING

Your notices to conduct mining related operations on mining claims, UMC serial number, 102509 located in Sec. 33, T. 14 S., R. 11 W., SLM, and UMC serial numbers, 284143, 284144, 277492, 277493, and 326982 located in Sec. 34, T. 14 S., R. 11 W., SLM were received on September 9, 1992, and have been accepted by this office. Your notices have been assigned case file numbers UT-054-92-21N and UT-054-92-22N respectively. Please use these numbers in any future correspondence concerning these notices. Your previous notice for mining related operations, serial number UT-054-91-15N has been administratively closed and combined with these notices.

If you change your operation from what is described in your notices, please contact this office prior to the change. If your operations extend for more than one year, please advise this office of the status of your mining related activity on the anniversary date of your notices.

Enclosed is a copy of the Standard Operating Procedures required by the Richfield District, House Range Resource Area. Please follow these guidelines as they pertain to your operation.

The operator should immediately notify this office if any cultural, archaeological, paleontological, or other historical remains or objects are discovered during operations. Such discoveries should be left intact until approval to proceed is given by the Authorized Officer.

We are of the preliminary opinion that the deposit you have claimed on Bullseye No. 1, UMC 102509, UT-054-92-21N, is common variety and as such is not open to location. The proper procedure for mining and disposal of this material is through 43 CFR 3600, mineral material sales wherein you would relinquish your claims and sign a contract with the Bureau of Land Management to purchase the material at a specified price. We will gladly provide you with information regarding mineral material sales.

If you are convinced that your deposit is locatable, please be aware the Court has set standards to distinguish between common varieties and uncommon varieties of mineral deposits or stone. The standards are:

1. There must be a comparison of the mineral deposit in question with other deposits of such minerals generally;
2. The mineral deposit in question must have a unique property;
3. The unique property must give the deposit a distinct and special value;
4. If the special value is for uses to which ordinary varieties of the mineral are put, the deposit must have some distinct and special value for such use; and
5. The distinct and special value must be reflected in the market place (or in reduced cost or overhead so that the profit to the claimant would be substantially more).

Should a final determination by the Department of Interior be made that this material is, in fact, "common variety", you could be responsible to the United States for the value of this material, damage to the land, and the administrative costs of recovering such compensation.

Copies of your notices have been sent to the Utah Division of Oil, Gas and Mining (DOGM); therefore, you will not have to file these notices with DOGM. All mining claimants and operators that plan to use, store or divert water are required by Utah statute to notify the Utah Department of Environmental Quality, Division of Water Quality. Prior to the commencement of the proposed activity, all appropriate State water quality permits must be obtained from the Utah Department of Environmental Quality, Division of Water Quality, located at:

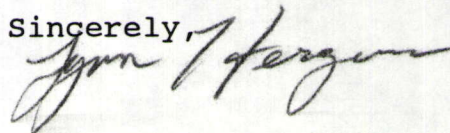
1636 West North Temple
Salt Lake City, Utah 84116-3156

As required by 43 CFR 3809, Surface Management Regulations, reasonable measures must be taken to prevent unnecessary or undue degradation of public lands during your operations. Please notify this office upon completion of operations and reclamation, so an inspection may be conducted on the site. Reclamation under these notices is required to conform to the standards of the Utah Mined Land Reclamation Act.

Acceptance of your notices will not now, nor in the future, serve as a determination of the validity nor ownership of any mining claim included under your notices.

Prior to the commencement of your operations we would like to meet with you on site to review reclamation practices and initiate a reclamation plan. If you have any questions regarding this letter, please feel free to contact Rody Cox at (801) 743-6811. Thank you for submitting your notices.

Sincerely,



Rex Rowley
Area Manager
ACTING

Enclosure:

Standard Operating Procedures (3 pp)

cc: D. Wayne Hedberg, DOGM

Roger C. Lister
392 East Main Street
Delta, Utah 84624
(w/Enclosure)

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